

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

JOHN STEPHENS SCHAEFER, Individually	§	
and as Administrator of the Estate of JOHN	§	
STANLEY SCHAEFER, deceased,	§	
and on behalf of all wrongful death	§	
beneficiaries	§	
	§	Civil Action No. 1:15-CV-00163-SS
Plaintiff,	§	
	§	
v.	§	
	§	
JONATHAN WHITTED and THE CITY OF	§	
AUSTIN	§	
	§	
Defendants.	§	

**PLAINTIFF'S ALTERNATIVE DISPUTE RESOLUTION REPORT**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE SAM SPARKS:

Plaintiff files this ADR Report pursuant to Local Rule CV-88

1. Status of Settlement Negotiations: On June 5, 2015 the attorney in charge for Defendants informed the attorneys for Plaintiff that settlement was not an option for the City.
2. Identify of Persons Responsible for Settlement Negotiations: Chris Edwards on behalf of all defendants, Robert Alden on behalf of plaintiff.
3. Appropriateness of ADR: Defendants have unequivocally stated that settlement is not an option; therefore, plaintiff believes mediation would be an unnecessary expense.
4. Counsel certifies by his signature below that his client has been informed of the ADR procedures available in this district.

Respectfully submitted,

**BYRD DAVIS FURMAN & ALDEN, LLP**

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By /s/ Robert C. Alden  
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**ATTORNEYS FOR PLAINTIFF**

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been served via the Court's e-filing system and via email upon the following counsel of record, on October 13, 2015:

Chris Edwards, Assistant City Attorney  
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/s/ Robert C. Alden  
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